

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: August 26, 2005]²

Bill No. and sponsor: H.R. 1838 (Mr. Forbes)

Proponent name, location: Ciba Specialty Chemicals
4200 Geigy Access Road
St. Gabriel, LA 70776-0749

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

3-Cyclohexene-1-carboxylic acid, 6-[(di-2-propenylamino)carbonyl]-, *rel*-(1*R*,6*R*)-, reaction products with pentafluoroiodoethane-tetrafluoroethylene telomer, ammonium salt (CAS No. 392286-82-7) (provided for in subheading 3809.92.50).

Check one: ☐ Same as that in bill as introduced
 ☒ Different from that in bill as introduced (explain differences in Technical comments section)

Product information, including uses/applications and source(s) of imports:

The synthetic organic chemical is the ammonium salt of the reaction product of *rel*-(1*R*,6*R*)-6-[(di-2-propenylamino)carbonyl]-3-cyclohexene-1-carboxylic acid and a pentafluoroiodoethane-tetrafluoroethylene telomer. It is used in the manufacture of specialty paper products to impart certain oil- and grease-resistant properties to the finished paper/paperboard product. Ciba Specialty Chemicals imports the subject chemical from its affiliated plant in Germany.

There is no known U.S. production of this chemical.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at <http://www.usitc.gov/billrpts.htm>

Estimated effect on customs revenue:

HTS subheading: 3809.92.50					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty (AVE) <u>1/</u>	6%	6%	6%	6%	6%
Estimated value <i>dutiable</i> imports	\$7,667,000	\$7,667,000	\$7,667,000	\$7,667,000	\$7,667,000
Customs revenue loss	\$460,020	\$460,020	\$460,020	\$460,020	\$460,020

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: Industry estimates.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Ciba Specialty Chemicals (proponent) John Deming, 302-479-5499	6/23/2005	No	No	No
Clariant Corporation Andrew Zamoyski, 401-823-2230	6/23/2005	No	No	No
Du Pont Chemical Elaine Olsen, 302-992-2263	6/23/2005	No	No	No

Technical comments:³

The Commission suggests that the article description presented on page 1 of this report be used in the proposed new heading, in order to change the second “e” in “tetrefluoroethylene” to an “a”, and to correct the chemical nomenclature.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 1838

To suspend temporarily the duty on 3-Cyclohexene-1-carboxylic acid, 6-[(di-2-propenylamino)carbonyl]-, (1R,6R)-rel-, reaction products with pentafluoriodoethane-tetrafluoroethylene telomer, ammonium salt.

IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2005

Mr. FORBES introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on 3-Cyclohexene-1-carboxylic acid, 6-[(di-2-propenylamino)carbonyl]-, (1R,6R)-rel-, reaction products with pentafluoriodoethane-tetrafluoroethylene telomer, ammonium salt.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SUSPENSION OF DUTY ON 3-CYCLOHEXENE-1-**
2 **CARBOXYLIC ACID, 6-[(DI-2-**
3 **PROPENYLAMINO)CARBONYL]-,(1R,6R)-REL-,**
4 **REACTION PRODUCTS WITH**
5 **PENTAFLUOROiodoETHANE-**
6 **TETREFLUROETHYLENE TELOMER, AMMO-**
7 **NIUM SALT.**

8 (a) IN GENERAL.—Subchapter II of chapter 99 of
9 the Harmonized Tariff Schedule of the United States is
10 amended by inserting in numerical sequence the following
11 new heading:

“	9902.38.42	3-Cyclohexene-1-carboxylic acid, 6-[(di-2-propenylamino)carbonyl]-,(1R,6R)-rel-, reaction products with pentafluoriodoethane-tetrefluoroethylene telomer, ammonium salt (CAS No. 392286–82–7) (provided for in subheading 3809.92.50) ..	Free	No Change	No Change	On or Before 12/31/2008	”.
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12 (b) EFFECTIVE DATE.—The amendment made by
13 subsection (a) applies to articles entered, or withdrawn
14 from warehouse for consumption, on or after the 15th day
15 after the date of the enactment of this Act.

